

DEPARTMENT OF ENERGY**Federal Energy Regulatory Commission****Notice of Application for Transfer of License and Soliciting Comments, Motions To Intervene, and Protests**

December 29, 1999.

Take notice that the following hydroelectric application has been filed with the Commission and is available for public inspection:

- a. *Application Type*: Transfer of License.
- b. *Project No*: 2355-004.
- c. *Date Filed*: December 17, 1999.
- d. *Applicants*: PECO Energy Company and Generation Company.
- e. *Name and Location of Project*: The Muddy Run Project is on the Susquehanna River in Lancaster and York Counties, Pennsylvania. The project does not occupy federal or tribal lands.
- f. *Filed Pursuant to*: Federal Power Act, 16 U.S.C. 791(a)-835(r).
- g. *Applicant Contacts*: Ms. Vilna Waldron Gatson or Mr. H. Alfred Ryan, PECO Energy Company, 2301 Market Street, Philadelphia, PA 19101, (215) 841-4265, and Mr. Brian J. McManus, Jones Day, Reavis & Pogue, 51 Louisiana Avenue, NW, Washington, DC 20001-2113, (202) 879-5452.
- h. *FERC Contact*: Any questions on this notice should be addressed to David Snyder at (202) 219-2385, or e-mail address: david.snyder@ferc.fed.us.
- i. *Deadline for filing comments and or motions*: February 7, 2000.
All documents (original and eight copies) should be filed with: David P. Boergers, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426.
Please include the project number (P-2355-004) on any comments or motions filed.
- j. *Description of Proposal*: Applicants propose a transfer of the license for Project No. 2355 from PECO Energy Company to a new, yet to be incorporated and named, affiliated generating company referenced in the application as Generation Company. Generation Company will be a wholly-owned subsidiary of Newholdco, a currently existing subsidiary of PECO Energy Company. Transfer is being sought as part of a corporate restructuring of PECO Energy. The application includes a proposed lease amendment providing for PECO Energy to operate the project's primary transmission lines.
- k. *Locations of the application*: A copy of the application is available for inspection and reproduction at the

Commission's Public Reference Room, located at 888 First Street, NE, Room 2A, Washington, DC 20426, or by calling (202) 208-1371. The application may be viewed on the web at www.ferc.fed.us/online/rims.htm. (Call (202) 208-2222 for assistance). A copy is also available for inspection and reproduction at the address in item g above.

1. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

Comments, Protests, or Motions to Intervene—Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, .214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received before a specified comment date for the particular application.

Filing and Service of Responsive Documents—Any filing must bear in all capital letters the title "COMMENTS", "RECOMMENDATIONS FOR TERMS AND CONDITIONS", "PROTESTS", or "MOTION TO INTERVENE", as applicable, and the Project Number of the particular application to which the filing refers. Any of the above-named documents must be filed by providing the original and the number of copies provided by the Commission's regulations to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

Agency Comments—Federal, state, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representative.

David P. Boergers.

Secretary.

[FR Doc. 00-173 Filed 1-4-00; 8:45 am]

BILLING CODE 6717-01-M

ENVIRONMENTAL PROTECTION AGENCY

[FRL-6518-9]

Proposed Settlement Agreement; National Emission Standards for Hazardous Air Pollutants (NESHAP) From Facilities That Manufacture Pharmaceutical Products

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of proposed settlement; request for public comment.

SUMMARY: In accordance with section 113(g) of the Clean Air Act as amended (CAA), 42 U.S.C. 7413(g), notice is hereby given of a proposed settlement agreement entered into by the EPA, the Pharmaceutical Research and Manufacturers of America (PhRMA), Dow Chemical Company (Dow), and the Chemical Manufacturers Association (CMA). On September 21, 1998, EPA issued the National Emission Standards for Hazardous Air Pollutants for Pharmaceutical Production (the Rule), 63 FR 50280. PhRMA filed a petition for review of the Rule. *Pharmaceutical Research and Manufacturers of America v. U.S. Environmental Protection Agency, No. 98-1551 (D.C. Circuit)*. Dow and CMA joined the litigation as intervenors. The proposed settlement agreement establishes a schedule by which EPA will propose the revisions to the Rule and the preamble language agreed to by the parties and set out in Attachment A to the settlement agreement, and promulgate final revisions.

For a period of thirty (30) days following the date of publication of this notice, the Agency will receive written comments relating to the settlement from persons not party to the proposed settlement agreement. EPA or the Department of Justice may withhold or withdraw consent to the proposed settlement if the comments disclose facts or circumstances that indicate that such consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the CAA.

A copy of the proposed settlement agreement has been filed with the clerk of the United States Court of Appeals for the District of Columbia Circuit. A copy of the proposed settlement may be obtained by calling Rhonda Cardwell-Ramos, Air and Radiation Law Office, Office of General Counsel, EPA at 202-564-5606. Written comments should be sent to Karen H. Clark, Water Law Office (2355A), 401 M Street, Washington, DC 20460, and must be submitted on or before February 4, 2000.